

ORIGINAL

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FILED IN THE  
 UNITED STATES DISTRICT COURT  
 DISTRICT OF HAWAII

MAR 10 2006  
 at 12 o'clock and 05 min. P.M.  
 SUE BEITIA, CLERK

Attorney for Plaintiffs Trustees  
 of the Hawaii Carpenters Trust Funds

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

|  |   |                            |
|--|---|----------------------------|
| HAWAII CARPENTERS TRUST                      | ) | CIVIL NO. 04-00667 SOM BMK |
| FUNDS, ( <i>Health &amp; Welfare Fund</i> )  | ) |                            |
| by its trustees Albert Hamamoto,             | ) | RETURN OF SERVICE ON       |
| Audrey Hidano, Henry Iida, Glen              | ) | GARNISHEE BANK OF HAWAII   |
| Kaneshige, Thomas Toma, Daniel               | ) |                            |
| Tom, Elmer Cabico, Paul C.K.                 | ) |                            |
| Chang, Ronald Taketa, Melvin                 | ) |                            |
| Fujii, Clifford Resacio, Russell             | ) |                            |
| Young and Keith Hirota;                      | ) |                            |
| <i>Apprenticeship &amp; Training Fund</i> by | ) |                            |
| its trustees James Ramirez,                  | ) |                            |
| Russell Ogata, Conrad Murashige,             | ) |                            |
| Robert Donle, Ron Taketa, Dante              | ) |                            |
| Agra, Sidney Shimokawa, Lance                | ) |                            |
| Yoshimura, Dean Takahashi and                | ) |                            |
| Russell Hiranaka; <i>Vacation &amp;</i>      | ) |                            |
| <i>Holiday Fund</i> by its trustees          | ) |                            |
| James Watanabe, James Ramirez,               | ) |                            |
| Gerard Sakamoto, Paul Sasaki,                | ) |                            |
| Jiggs Tamashiro, Tim Kawana,                 | ) |                            |
| Jon Tesoro, Mel Fujii, Curtis                | ) |                            |
| Kern, Patrick Borge, Sr. and Lloyd           | ) |                            |

Kupau, Jr.; *Market Recovery* )  
*Program* by its trustees Thalia )  
 Choy, Edmund Aczon, Steven )  
 Hidano, Claude Matsumoto, )  
 Gerard Sakamoto, Ronald Taketa, )  
 Mark Kapahu, Albert Belliveau, )  
 Glenn Young, Gerard Sakamoto, )  
 Jason Orita and Randy Perez; )  
*Financial Security Fund* by its )  
 trustees Gordon L. Scruton, Lance )  
 Wilhelm, Conrad Murashige, )  
 Kenneth Sakurai, Bruce Soileau, )  
 Ralph Yackley, Loyce C. Morris, )  
 Ronald Taketa, James Watanabe, )  
 Brian Hedge, Kenneth Spence, )  
 Rockwell Rogers, Jr., Jack Reeves )  
 and Kealii Flood; *Retiree Medical* )  
*Fund* by its trustees Henry Iida, )  
 Albert Hamamoto, Audrey Hidano, )  
 Glen Kaneshige, Paul C.K. Chang, )  
 Elmer Cabico, Ronald Taketa, Tim )  
 Kawana, Thomas Toma, Daniel )  
 Tom, Russell Young, Clifford )  
 Respicio, Keith Hirota and Miles )  
 Hokama; *401-K Fund* by its )  
 trustees Gordon Scruton, Conrad )  
 Murashige, Kenneth Sakurai, )  
 Lance Wilhelm, Bruce Soileau, )  
 Loyce C. Morris, Ronald Taketa, )  
 Ralph Yackley, James Watanabe, )  
 Brian Hedge, Kenneth Spence, )  
 Rockwell Rogers, Jr. and Kealii B. )  
 Flood) )

Plaintiffs, )

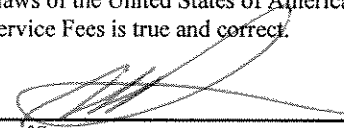
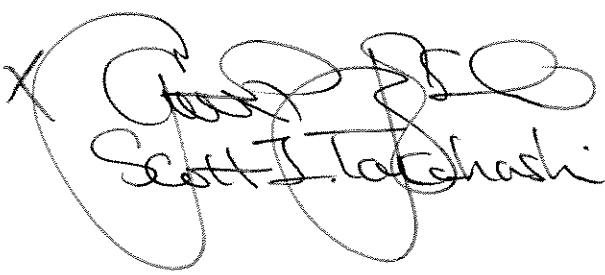
vs. )

|                               |   |
|-------------------------------|---|
| H N J 2, INC., dba ELIMA      | ) |
| ENGINEERING, a Hawaii         | ) |
| corporation; JOHN DOES 1-100; | ) |
| JANE DOES 1-100; DOE          | ) |
| CORPORATIONS 1-100; DOE       | ) |
| PARTNERSHIPS 1-100; DOE       | ) |
| ENTITIES 1-100; DOE           | ) |
| GOVERNMENTAL UNITS 1-100,     | ) |
|                               | ) |
| Defendants.                   | ) |
|                               | ) |
| and                           | ) |
|                               | ) |
| BANK OF HAWAII, a Hawaii      | ) |
| corporation, FIRST HAWAIIAN   | ) |
| BANK, a Hawaii corporation,   | ) |
| AMERICAN SAVINGS BANK, a      | ) |
| Hawaii corporation, CENTRAL   | ) |
| PACIFIC BANK, a Hawaii        | ) |
| corporation, and HAWAII       | ) |
| NATIONAL BANCSHARES, INC.,    | ) |
| dba HAWAII NATIONAL BANK, a   | ) |
| Hawaii corporation,           | ) |
|                               | ) |
| Garnishees.                   | ) |
|                               | ) |

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RETURN OF SERVICE ON GARNISHEE BANK OF HAWAII

AO 440 (Rev. 8/01) Summons in a Civil Action

| RETURN OF SERVICE   |   |                      |
|---|---|----------------------|
| Service of the Summons and complaint was made by me <sup>(1)</sup>  | DATE 3/9/06 9:25 am   |                      |
| NAME OF SERVER (PRINT)<br>MARK A. PEACOCK   | TITLE<br>MARK A. PEACOCK<br>CIVIL PROCESS SERVER<br>DEPARTMENT OF PUBLIC SAFETY                             |                      |
| Check one box below to indicate appropriate method of service   |   |                      |
| <input type="checkbox"/> Served personally upon the defendant. Place where served:  |   |                      |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: |   |                      |
| <input type="checkbox"/> Returned unexecuted:   |   |                      |
| <input checked="" type="checkbox"/> Other (specify): BANK OF HAWAII, thru SCOTT TAKAHASHI, Manager,<br>111 S. King St Hon, HI 96813   |   |                      |
| STATEMENT OF SERVICE FEES   |   |                      |
| TRAVEL 0  | SERVICES \$15.00  | TOTAL \$0.00 \$15.00 |
| DECLARATION OF SERVER   |   |                      |
| I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.                                      |   |                      |
| Executed on 3/9/06<br>Date  | <br>Signature of Server |                      |
| 1111 Alakea St Hon, HI 96813<br>Address of Server   |   |                      |
| <br>9:25 a.m.<br>3-9-06  |   |                      |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.